

P2204

UTILITY  
PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No.

P22042

Total Pages

Inventor(s) or Application Identifier  
Atsushi MIYAWAKI and Takeharu NAGAI

Title: A FLUORESCENT PROTEIN

(Only for new nonprovisional applications under 37 CFR 1.53(b))

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

## APPLICATION ELEMENTS

## ACCOMPANYING APPLICATION PARTS

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.  
a. ☐ Small Entity  
Statement(s)
3. ☒ Specification [Total Pages 51]  
(preferred arrangement set forth below)  
- Descriptive title of the Invention  
- Cross References to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table, or a computer program  
listing appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets 6]
5. ☒ Oath or Declaration [Total Pages 3]  
a. ☐ Newly executed (original or copy) ☒ Unexecuted  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 20 completed)  
[Note Box 6 below]  
i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Incorporation By Reference (useable if Box 5b is checked)  
The entire disclosure of the prior application, from which a  
copy of the oath or declaration is supplied under Box 5b, is  
considered as being part of the disclosure of the accompanying  
application and is hereby incorporated by reference therein.
7. ☐ Application Data Sheet. See 37 CFR 1.76
8. ☐ CD-Rom or CD-R in duplicate, large table or Computer  
Program (Appendix)

9. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:  
i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☒ paper  
c. ☐ Statements verifying identity of above copies
10. ☐ Assignment Papers (cover sheet & document(s))
11. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
12. ☐ English Translation Document (if applicable)
13. ☐ Information Disclosure ☐ Copies of IDS Citations  
Statement (IDS)/PTO-1449
14. ☒ Preliminary Amendment
15. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
16. ☒ Figure of Drawing to be published 2A 2B
17. ☒ Foreign priority claimed  
a. ☒ Claim of Priority  
b. ☒ Certified Copy of Priority Document(s)
18. ☒ Assignee: RIKEN of Saitama, JAPAN
19. ☒ Other: Cover Letter under 37 CFR 1.53(b) and (f)

20. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior Application No. \_\_\_\_\_, filed \_\_\_\_\_  
Prior application information: Examiner: \_\_\_\_\_ Group Art Unit: \_\_\_\_\_21. ☐ Amend the specification by inserting before the first line the sentence:  
This application is a \_\_\_\_\_ continuation-in-part, \_\_\_\_\_ continuation, \_\_\_\_\_ divisional, of Application No. \_\_\_\_\_, filed \_\_\_\_\_Address all future correspondence to **Customer No. 7055** at the present address of:GREENBLUM & BERNSTEIN, P.L.C.  
1941 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

Date

Signature  
Bruce H. Bernstein, Reg No. 29,027  
Typed or Printed Name

07055

PATENT TRADEMARK OFFICE

## FEE TRANSMITTAL

## Complete if Known

FEE TRANSMITTAL		Application Number		Not Yet Assigned	
		Filing Date		Concurrently Herewith	
		First Named Inventor		A. MIYAWAKI et al.	
		Group Art Unit		Unassigned	
		Examiner Name		Unassigned	
TOTAL AMOUNT OF PAYMENT		(\$1010.00)		Attorney Docket Number	P22042

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 19-0089

Deposit Account Name GREENBLUM & BERNSTEIN, P.L.C.

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136(a)(3))

☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b)

☐ Applicant Claims Small Entity Status See 37 CFR 1.27.

☒ Payment Enclosed:  
☒ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION (fees effective 10/01/01)

## FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
103	740	201	370	Utility filing fee	740
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) 740

## CLAIMS

Total Claims	Extra	Fee from below	Fee Paid
21	-20=	1 x 18 =	18
Independent	6 -3=	3 x 84 =	252
Multiple Dependent Claims		x 280 =	0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim
109	84	209	42	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 270

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR Prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for response within 1st month	
116	400	216	200	Extension for response within 2nd month	
117	920	217	460	Extension for response within 3rd month	
118	1,440	218	720	Extension for response within 4th month	
128	1,960	228	980	Extension for response within 5th month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,280	241	640	Petition to revive unintentionally abandoned application	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of IDS	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

SUBTOTAL (3) (\$) 0

\*Reduced by Basic Filing Fee paid

## SUBMITTED BY

Typed or Printed Name		Bruce H. Bernstein		Complete (if applicable)	
Signature		Date		Reg. Number	29,027

P22042.P03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :A. MIYAWAKI et al.

Serial No :Not Yet Assigned

Filed :Concurrently Herewith

For :A FLUORESCENT PROTEIN

**COVER LETTER ACCOMPANYING U.S. PATENT APPLICATION  
FILED UNDER 37 C.F.R. 1.53(b) and 1.53(f)**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Enclosed is a new patent application for filing in the U.S. Patent and Trademark Office under 37 C.F.R. 1.53(b) and 1.53(f) in which the Declaration and Power of Attorney attached thereto are in unexecuted form. A properly executed Declaration and Power of Attorney will be filed within the time period set forth in the Notice to File Missing Parts of Application, unless such time period has been extended by the filing of a petition accompanied by the extension fee under the provisions of 37 C.F.R. 1.136(a).

Related to this, a correspondence address is provided in the unexecuted Declaration and Power of Attorney, and is as follows:

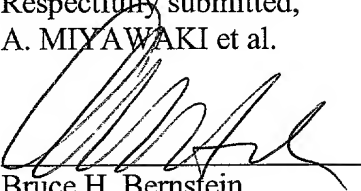
GREENBLUM & BERNSTEIN, P.L.C.  
1941 Roland Clarke Place  
Reston, Va. 20191

204060 "BEE" 030401

The above-identified application includes:

- 51 pages of specification with abstract. *M-3A 162*
- 6 sheets of drawings with *25* figures.
- 21 total claims and 6 independent.
- an unexecuted Declaration and Power of Attorney.

Respectfully submitted,  
A. MIYAWAKI et al.

  
Bruce H. Bernstein  
Reg. No. 29,027

*By no. 33,094*

March 4, 2002  
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